IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE P.R.RAMAN
&
THE HONOURABLE MRS. JUSTICE K.HEMA

WEDNESDAY, THE 4TH JULY 2007 / 13TH ASHADHA 1929

WP(Crl.).No. 157 of 2007(S)

PETITIONER:

SASIDHARAN PILLAI, AGED 42 YEARS,
S/O.BHASKARAN PILLAI, KOTTAKKATTU KIZHAKKATHIL,
PULIYOOR VANCHI SOUTH MURI, EDAKULANGARA P.O.,
THODIYOOR, KARUNAGAPALLY.

BY ADV. SRI.T.GOPALAKRISHNAN

RESPONDENTS:
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1. THE STATE OF KERALA REPRESENTED BY
DEPUTY SUPERINTENDENT OF POLICE, KARUNAGAPPALLY
THROUGH PUBLIC PROSECUTOR, HIGH COURT OF KERALA.

2. THE SUB INSPECTOR OF POLICE,
KARUNAGAPPALLY.

3. THE SUB INSPECTOR OF POLICE, CHAVARA.

4. SURESH @ SURESHMON, S/O.SIVANANDAN,
THUNDIPADEETTATHIL NOW RESIDING AT URUMBANTAYYATH,
PUTHENTHURA, CHAVARA P.O.

5. SUNIL, S/O.SIVANANDAN, URUMBANTAYYATH,
PUTHENTHURA, CHAVARA P.O.

6. SAKUNTHALA, W/O.SIVANANDAN,
URUMBANTAYYATH, PUTHENTHURA, CHAVARA P.O.

R1 to R3 BY GOVT.PLEADER SRI P.A.SALIM.

THIS WRIT PETITION (CRIMINAL) HAVING BEEN FINALLY HEARD ON 04/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXTS:

EXT.P1 TRUE COPY OF THE F.I.R. NO.644/07 OF KARUNAGAPPALLY POLICE STATION.

P.R.RAMAN & K.HEMA, JJ.

W.P.(Crl.)NO.157 OF 2007

Dated this the 4th day of July, 2007

JUDGMENT

Raman,J.

Petitioner, who is the husband of Ambily Devi, has filed this habeas corpus writ petition alleging that his wife is under the illegal custody of 4th respondent assisted by respondents 5 and 6 in that regard. She is aged 36 years. It is also admitted that she is an educated woman. Pursuant to the notice issued, the alleged detenu Ambily Devi appeared before us. We interacted with her. She stated that she has left her house and now staying with Suresh on her own accord and without any compulsion of anybody. She also stated that she is not under the illegal custody of the 4th respondent as alleged in the writ petition.

In the circumstances, we find that the contention raised in this writ petition is not substantiated and we do not find that she is under the illegal custody of 4th respondent. She is set free.

Writ Petition is closed.

P.R.RAMAN,
Judge.

K.HEMA,
Judge.

kcv.